

I John Eyer do make and publish this my last will and testament hereby revoking and making void all other wills by me at any time made. First I desire that my funeral expenses and all my debts be paid as soon after my death as possible out of my money that I may be possessed of, or may come to the hands of my executors. Secondly I give and bequeath to my son Jefferson D. Eyer my tract of land in Putnam County Tennessee lying on the Watton road it being the tract on which I lived and from which I moved when I settled in Marshall County said tract is supposed to contain about two hundred acres. Thirdly I give and bequeath to my son John John M. Eyer my tract of land in Putnam County Tennessee known as the Crider place said tract of land joins the land of John Rytel, Abram Buck and Montgomery Renard and other said tract is supposed to contain two hundred acres. Fourthly I do leave to my beloved wife Polly Eyer all my tract of land in Marshall County which I now live during her natural life and after her death I give and bequeath said land to my son Harrod Eyer and my daughter Nancy and Menerva Eyer in the following portions To wit. To my son Harrod Eyer two thirds of said tract and one to my daughter Nancy and Menerva and these divisions between them. Fifthly I desire that all my perishable property be sold as soon after my death as convenient in a credit of twelve months and out of the proceeds of said sales I give and bequeath to my daughter Malinda and Peggy as soon as they may marry or come of age as much as my other daughter

had given to either of them by me when they married. Sixthly I give and bequeath to my daughter Maria Malinda Malinda Cornie Malinda Cornie Malinda Cornie and Polly Burton ten dollars each. Seventhly I do give and bequeath the balance after taking out the above bequests to my beloved wife Polly Eyer and my son Harrod Eyer and my daughter Malinda Peggy and Menerva equally between them for the purpose educating and clothing them. I desire that my executors sell my tract of land in Putnam County Tennessee at the highest value either at private or Public sale to the best advantage and the proceeds disposed of as the proceeds of the perishable property. Lastly I do hereby nominate and appoint my friends Wm. H. Richardson and Alexander Martin my executors in witness whereof I do to this my last will set my hand and seal this 27 day of September 1864

John Eyer Seal

Signed sealed and published in our presence and we have subscribed our names hereto in the presence of the Testator this 27 day of September 1864

Margaret Mearns 3 State of Tennessee
Gocherich Kirkland 3 Marshall County 3 October Term 1864

A paper purporting to be the last will & Testament of John Eyer dec'd was presented in Chancery Court for probate and was duly proven in open Court by the oaths of Margaret Mearns and Gocherich Kirkland subscribing witnesses to the same who being first duly sworn depose and say that they were acquainted with John Eyer the Testator and that he made his mark to said will and acknowledged that he executed the same for the purpose therein specified and by his request they became subscribing witnesses to the same and are

that said will be recorded. Given under my hand
at office the 7th day of October 1844

Wm B. Lindsey Clerk
of Shelby County Court

In the name of God Amen

I, Abraham Corral, a Citizen of Shelby County in
State of Tennessee being sound in mind and memory do
make, ordain & declare this Instrument which is written with
my hand and subscribed with my name to be my last will
and Testament revoking all others, first that all my just
debts are to be punctually paid there being but few and
then the Legacies hereafter bequeathed are to be discharged
as soon as the circumstances will permit and in the manner
hereafter described. Secondly I bequeath unto my son Morice
of Corral the plantation where I now live and including
all the improvement thereon with all the appurtenances
thereto belonging including all the Lands I bought
of John Locant and a small piece of Land I bought of
Moses. Also with the same I bought of Cathey Linn
that place and since Land with all the appurtenances be-
longing thereto. Also I bequeath unto my said son
Morice of Corral certain other Tracts of Land to wit
One of Three Hundred and fifty Acres. One of
One Hundred and fifty Acres. One of fifty Acres, the 33d tract
beginning in a "Wachberg" running South & East for
Campment. The 100 Acre Tract beginning at a log
on Moses. Also South boundary running East
about for Campment. The 50 acre tract beginning
in a creek running North & East for Campment.
One other fifty Acre Tract beginning in a creek
near a blowing spring running North & East for
Campment. One other fifty tract of fifty acres

Tract beginning at a dogwood in the North East corner
of a Ten Acre Tract. And Tract of fifteen Acres
beginning at three Logs running North & East. Also
One Hundred Acres beginning in a creek running
South to Adams's South boundary. Also a Ten
Acres beginning at a creek near a East boundary line of
John Dooney forty Five entry running East & North
for Campment. Also Eight Acres Tract beginning
in a creek & Logwood fifty pole North of its North
East corner of this Ten Acre Tract running East & South
for Campment. Also Two Acre Tract lying near Adams
corner Tangard. Also Three Hundred ^{acres} Tract lying
on the ridge near Ashbrook Creek beginning in a Ridge
running South to Bates Line then East for Camp-
ment the above described Lands nearly all is lying East
of the Tract I live in. Reference to the Grants. I also
give unto my son Morice of Corral my three Shells
with the shell tubs & all the appurtenances belonging to
the said distilling. I also give unto said Morice
A Corral and Morice by the name of John Smith
and one gray mare by said & out of a Breeding mare
I also bequeath & give unto my son Morice of Corral
the following described Negroes to wit. I give unto said
Morice of Corral one Negro man named Henry also
one Negro woman named Bet and her Child named Anne
also one Negro boy named Patched also one Negro
boy named Stroder also a little Negro girl named
Jane. in addition to the above Negroes bequeathed I give
and bequeath unto my son Morice of Corral and
herewith part of all the negroes not named herewith
in this Instrument being the balance of the

to be divided between seven Legates by said Legatus
 throwing in all the advancements that they have
 received in Negroes in hatch pot with those that has
 received no advancements in Negroes I also
 give and bequeath unto my son One seventh part
 of all the personal property of every kind whatever
 the advancements heretofore given in personal prop-
 erty to the Legates all to be counted as property re-
 ceived by the Legates as part of their part except the
 property I now give my son Heziah which he
 has not received yet.

The following portions being a part of my said last
 will & testament as in the handwriting of another person
 completed by me and signed by my own hand and made
 as fully my will as that first written with my own hand
 I now give and bequeath to the separate use of my Daughter
 Sarah Stokes the following property which shall not in any
 event be subject to the debts or control of her husband
 but to be hers absolutely during her natural life and
 at her death to be equally divided between her Children
 that is to say, I bequeath to her my said Daughter Dorle
 Stokes the tract of Land wherein her & her husband Will-
 iam B. Stokes now live including the Mill site running
 with the meanders of the Creek and would so as to
 include all the land that I bought of Jacob Overale
 which I at this time own at the same plantation so
 that it will be Three Hundred Dollars Also I will
 give and bequeath in like manner to my said Daughter
 Sarah Stokes One Negro woman named Doll sold
 at Three Hundred Dollars and her youngest Child
 Fanny called at Three Hundred and

Twenty Dollars also I bequeath to her my ^{said} Daughter Dorle
 Stokes in like manner One seventh part of all my per-
 sonal & personal not otherwise bequeathed by this
 instrument after a deduction of the amount she
 has received of me in advances which sum so received
 is Two Hundred Dollars I give and bequeath
 to the separate use of my Daughter Elizabeth M. Stokes
 One seventh part of all my real and personal property
 not otherwise bequeathed by this instrument which
 shall not in any event be subject to the debts or control
 of her husband but to be hers absolutely during her
 natural life and at her death to be equally divided
 between her Children receiving first from her said
 legacy the amount which she has received of me
 in advances at my own valuation that being Two
 Thousand Dollars I give and bequeath to the separate
 use of my Daughter Nancy to have One seventh part of all
 my real and personal property not otherwise bequeathed
 by this instrument which shall not in any event be subject
 to the debts or control of her husband but to be hers absolutely
 during her natural life and at her death to be equally
 divided among her Children receiving first from her
 said legacy the amount which she has received of me
 in advances that amount being One Thousand Dollars
 I give and bequeath to the separate use of my Daugh-
 ter Eliza Wood One seventh part of all my real &
 personal property not otherwise bequeathed by this
 instrument which shall not in any event be subject
 to the debts or control of her husband but to be
 hers absolutely during her natural life and at her
 death to be equally divided among her Children

Morice & Carroll Executors of Abraham Overall deceased

Dec. 4th 1844

Thomas J. Sauer & his wife Nancy & James Wood & his wife Eliza his wife
 When as on the 7th day of October 1844 Morice & Carroll offered
 for probate in the County Court of St. Albans County a paper purporting
 to be the last will and Testament of Abraham Overall deceased
 and Thomas J. Sauer & his wife Nancy and James Wood and
 Eliza his wife appeared there in said Court and contested the
 validity of said will which fact together with said paper writing
 has been certified by the Clerk of the County Court into the Court
 Court. And therefore the said Morice & Carroll now have
 offered said paper writing for probate and avers that it is the
 last will & Testament of the said Abraham Overall deceased
 and that he is ready to verify the same, And the said Thomas
 J. Sauer and his wife Nancy and James Wood and Eliza
 came and ~~of~~ had the wrong and injury and avers that
 said paper writing is not the last will & Testament of
 Abraham Overall deceased and pray that this may
 be enjoined of by the Court. Since the said Morice
 & Carroll doth the like

Morice & Carroll Executors of Abraham Overall deceased

Dec. 5th

Thomas J. Sauer & his wife Nancy & James Wood & his wife Eliza his wife
 This day The defendants came into open Court and
 entered into bond with security for the Cost of this Suit
 in discharge of the rule made upon them on Monday last.

Morice & Carroll Executors of Abraham Overall deceased

December 6th

Thomas J. Sauer & his wife Nancy & James Wood & his wife Eliza his wife
 The parties by their Attorneys and themselves

came a jury of good and Lawful Men to wit, Walter
 Cutler, Gilbert Watson, John F. West, Matthew Humphreys, Nicholas
 Farley, Sampson White, Jonathan Pope, Enock Fernald, Samuel
 Strong, Oliver Weston, Elijah Smith, and Jonathan Pison,
 Who being elected tried and gave the law to speak upon
 the issue Lence, after hearing all the evidence on both sides
 given by consent of the parties and with the assent of the Court
 permitted to disperse under Charge of the Court to meet
 here again at 9 o'clock tomorrow morning.

Morice & Carroll Executors of Abraham Overall deceased

Dec. 7th

Thomas J. Sauer & his wife Nancy & James Wood & his wife Eliza his wife
 This day came the parties by their Attorneys and the said jury that
 were empanelled on yesterday to try this Cause against them
 into Court after hearing all the arguments of Counsel on
 both sides were by the consent of the parties and with the assent
 of the Court permitted to disperse under Charge of the Court
 to meet here again at 9 o'clock on Monday morning next.

Morice & Carroll Executors of Abraham Overall deceased

Dec. 9th

Thomas J. Sauer & his wife Nancy & James Wood & his wife Eliza his wife
 This day came again the parties by their Attorneys and the same
 jury who were empanelled on Friday last to try this Cause
 again came into Court and after receiving their Charge
 from the Court upon their oath they say that the paper
 writing purporting to be the last will and Testament
 of Abraham Overall deceased is not the last will
 Testament of the said Abraham Overall as to the real
 estate, but that it is the last will and Testament of
 the said Abraham Overall as to the personal
 Estate. It is therefore considered by the Court

Said paper purporting to be the last will and Testament of Abraham Russell deceased is not his will as to the real Estate but this is his will as to the personal Estate and it is further considered by the Court that the plaintiff is over against the defendants his cost about his suit with his help expenses for which execution may issue.

And that the Clerk of this Court Certify the proceedings of this Court and transmit the same together with the paper writing to the County Court of DeKalb County.

State of Tennessee
DeKalb County

I William A. Giran Clerk of the Circuit Court for DeKalb County in the State of said hereby Certify that the foregoing is a true and perfect Transcript of the record and all the proceedings had in said Court in a suit heretofore prosecuted in said Court wherein Horace A. Orrell Executor of Abraham Russell deceased is plaintiff and Thomas Smith & his Wife Nancy and James Wood & his wife Eliza are defendants.

In testimony whereof I hereunto subscribe my name and affix my private seal having no seal of office, at office in Smithville the twentieth day of December in the year of our Lord one thousand eight hundred and forty four. And the 69th year of American Independence

Wm. A. Giran clks

James Bogarts Will 61
DeKalb County State of Tennessee

I know all men by these presents that I James Bogarts being in a low State of Health but of sound mind and memory knowing that all men are liable to die I make this my last Will & Testament, First I commit my body to the earth to be buried in a decent manner and recommended to God. First to my beloved wife Eleanor I give my right to those lots of land that I am now in possession of during her natural life or widowhood also half interest in the out lands that are attached to the home tract of land also I give my little yoke of Steers to her and two Choice Cows and an calf & her choice of the two mares, two Choice Sows & pigs and nine Spaid Sows & barrows I also give her all the household and kitchen Furniture, I also give her all the Corn, meat & fat and farming utensils except an big plough also all the Fodder and her side saddle and loom and four head of sheep. Secondly I give I give unto my three Children, Hector, James Monroe, and Julia Ann Bogarts all the balance of my estate after paying my just debts to be equally divided amongst them. I Appoint Thomas Smith my Executor, my Executor shall discharge all my just debts with any money or effects I may be possessed of my legions too shall see all my perishable or a twelve month or less all that not bequeathed to my wife Eleanor — as my mother's deceased my Executor shall take charge of my interest in that I tract of land that my mother was in possession of and dispose of it in any way he shall think fit.

James Bogarth Will

for the benefit of my three Children of my wife Eleanor Hough, marry my Executor shall take charge of these lots of Land and dispose of them in any way he thinks best for the benefit of my three Children and I do wish my Executor to assist my wife Eleanor in selling and managing these lots of Land that I have given to my wife Eleanor and for the proceeds thereof to be used for the benefit of my wife and Children and I furthermore wish my Executor to give my three Children a common Education. Given under my hand & seal this 8th day of March 1845

James Bogarth (Deceased)

Signed Sealed in
presence of

Wills Witt
Samuel Strong
William Herrick
Eugene Johnson

State of Tennessee Shelby County

On Motion the last Will and Testament of James Bogarth deceased, was presented in open Court for probate & was duly proven in open Court by the Oaths of Wills Witt & Samuel Strong two of the subscribing witnesses to the same who being duly sworn depose & say that they were acquainted with James Bogarth the Testator who died in Shelby County Tennessee and was at the time a resident Citizen of said County of to wit that they signed said Will in his presence & at his dwellinghouse. Ordered

that said Will be admitted to record. Then came Thomas Lusk the Executor named in said Will was qualified as such by taking the oath prescribed by Law & entered into bond together with Lewis Bogarth Thomas Cannon & Alexander Martin his securities approved by the Court in the final term of Sep. & returned Collary Conditioned that said Court Order that said Testamentary Estate be administered accordingly done. Witness my hand & seal this 1st day of Sept 1845

Wm. R. Lawrence Clerk

State of Tennessee Shelby County

To Thomas Lusk a Citizen of Shelby County.

It appearing to the Court that James Bogarth has died leaving a written will in which you are appointed Executor which has been duly proved in open Court; & you having given bond and qualified according to law and it having been ordered by the said Court that Letters Testamentary issue to you

These are therefore to empower you the said Thomas Lusk to enter upon the execution of said Will and take into your possession all the property and to make to the next Court a perfect Inventory thereof and make due Collections of all debts and after paying all the just demands against the Testator and settling the business according to law, you will pay over and deliver the property and effects that may remain in your hands, and do all other things that may be required by the provisions of said will. Witness my hand & seal this 1st day of Sept 1845 and the year of American Independence 75th

William Hall's Will

In the Name of God Amen, I William Hall of the County of Norfolk, and State of Pennsylvania, being in a feeble state of health, but ever blessed be the Lord my God, I am in the possession of a strong sound mind free from all great blessing, I adore & praise his holy Name, nevertheless, knowing that it is appointed for man once to die, do hereby this my last Will & Testament, hereby revoking all others hereby and making of me.

In the first place I desire and intend to feel perfectly willing to resign my soul into the hands of my Heavenly Father (who gave it to me) when ever it shall be his blessed will to call it away from this poor afflicted transient of Clay, and after, my Christfully resign my sinful body to the latest Tomb there to mingle with its mother dust, until the resurrection Morn; when being raised by the voice of the Archangel and trumpet of God, my soul shall re-enter it again. "Bring forth him like unto the Glorious Body of my Jesus Redeemer, shall be caught up in the clouds to meet the Lord, in the air and so shall ever be with the Lord."

Secondly, I give unto my wife Nancy P. Hall during her natural life, all my house hold and kitchen furniture, and all my farming utensils, except such articles as I shall name hereafter. Also I give her one Horse best (her choice) Two Cows and calves, and all the sheep and hogs I have with all the poultry of every kind. Also I give my house wherein I now live, including the land ^{thereon} ~~thereon~~ & orchard and all my notes and debts so far as for her comfortable

William Hall's Will

Support, during her life. Thirdly, I give unto my daughter Nancy P. Hall one bed & furniture, one set of plates, one Cow, as the price of it in money and one set of Cups & Dancers

Fourthly, I give unto my daughter Francis M. Hall one bed, and furniture, one set of plates, one Cow, as the price of it in money and one set of cups and Dancers

Fifthly, I give unto my Grand daughter Nancy P. Hall one bed and what furniture her Grand mother thinks to be right.

Sixthly, I give unto my Grand daughter Polly P. Hall one bed and what furniture her Grand mother thinks to be just & right. And it is my desire and will too, that if Lewis P. Harny my little Grand son ever stay with his Grand mother and be a good and obedient child to her, that she shall make him equal with his sisters or more of his merits it; otherwise I want my Executors to send him to some good trade.

Seventhly, I give unto my son Robert S. Hall my young horse called Dick, and I give unto my son Isaac S. Hall my saddle.

Eighthly, I want my wife to make her own selection of my books and Pamphlets, and to send some of them to be equally divided among my children with those some of them have already.

Ninthly, I desire my Executors and my wife to sell my Cattle, and my property and all my other property not named in this will to my wife & children, and pay of all my

W. Dale Will

And if my wife after my decease becomes disinclined in buying an my land I hereby authorize my Executor and herself to sell it, and with the proceeds thereof and some other of my money to purchase a little place that they believe will suit my wife's convenience and happiness better, when she may come to live.

I desire after my wife's decease, I desire my Executor to sell all the property of my estate and that I will give to her as that she may have of her decease and out of the proceeds thereof, with all my notes and monies that may be in the hands of my Executor or her, to give unto my son James Dale, Fifty Dollars. To my son William A. Dale Eighty five Dollars. To my son Thomas Dale twenty five. To my son Robert A. Dale twenty five. Dollars and to my son Isaac A. Dale twenty five Dollars. But if there should be more or less money of my estate I desire it should be divided among my five sons named in proportion to the above division among them, my son Hillary P. Dale having received his portion in land. And lastly, I appoint my friend and Brother Henry Tate to execute this my last will & Testament.

In testimony whereof I have hereunto set my hand and affixed my seal, this the 8th day of November 1844

Witness my hand and acknowledge
William Dale

State of Tennessee
Schott County

November Term 1845

All papers writing purporting to be the last will and Testament of William Dale deceased, who was a resident Citizen of Schott County Tennessee up to his death was presented in open Court for Probate and was duly proved before the Court by the oaths of David Tate and Isaac Tate, both of Schott County, Tennessee, who being first duly sworn depose and say that they were acquainted with William Dale the Testator and that they subscribed to said Will by his request at his own dwelling house and that said Will be admitted to record as such is done

Attest J. P. Lawrence Cld
of Schott County Tennessee

State of Tennessee Schott County

To Henry Tate of Schott County

It appearing to the satisfaction of the Court now in session that William Dale has died in Schott County leaving a will in which you are appointed Executor, which has been duly proved in open Court and you having given bond and qualification according to law, and it having been ordered by the Court that Letters Testamentary issue to you

There are therefore to empower you the said Henry Tate to execute the execution of said will and take into your hands all the property and to make to the said Court a proper report and make due collection of all debts and of all demands against the Testator and settling the same according to law, you will pay over and deliver

William Rice Junr Will

and effects that may remain in your hands and do all other things that may be required according to the provision of said will and the laws of the land.

Witness My hand & seal at office the 3^d day of November 1845 and the year of American Independence the 70th
 Wm. B. Lawrence (Clerk)

State of Massachusetts
 October 3rd 1845. I, William B. Rice, Junr, do hereby certify that I am of Sack. I, William B. Rice, Junr, know that I have and to dec. do hereby bequeath unto ~~God~~ my soul & body I the said William B. Rice Junr. have been in body but I have in Judgment & Memory do bequeath unto my son William Rice Junr. one hundred and twenty two acres of land lying on the borders of the Falling water tract where my son William now lives containing twenty two acres and the hundred acre tract of land lying along the Twenty two acre tract on the South west of said twenty two acre tract of land which I design to give to my son William Rice Junr. I do also bequeath unto my beloved wife Eleanor Rice & my poor afflicted daughter Martha Rice all of my bridge farm when I now live including the farm with all my Goods and Chattle including all the property both in and out of doors during their mutual life after my death, then I want James Tallant and Silas Howell & Maheld Howell Rice Junr. & his wife Mary to have equal in the remainder of

what is left after the decease of my wife Eleanor Rice & Martha Rice. I also bequeath unto my daughter Elizabeth Rice Ten Dollars out of the effects of my estate. I also bequeath unto Marion Rice & John Rice One Dollar each out of the effects of my deceased Estate &c. I furthermore request that my executors should pay my debts and approve being & I further request that all my just debts be paid out of the proceeds of the sales of my Estates to go to the support of my wife Eleanor in testimony whereof I have hereunto set my name in the presence of us

Test

J. H. Baker
 Joseph H. H. H.
 Clerk

William Rice Junr (Seal)

I, Maso Allen do make and publish this my last Will and Testament hereby revoking and making void all other Wills by me at any time made. First I direct that my funeral expenses and all my debts if any there be, be paid as soon after my death as possible out of any monies that I may be possessed of or may first come into the hands of my Executor, I bequeath and give unto my daughter Mary a certain my negro girl, Lolly, and my negro girl Malind and my negro boy Elijah all of which she has now in her possession also my negro boy Walsa which I have in my possession. Secondly, I give and bequeath to the separate use of my daughter Deborah the following property which shall not be in any way subject to the debts or contingencies of her husband, but to be hers absolutely during her natural life and at her death to be equally divided among her children but shall be and remain under the control and deemed in the possession of my Executor in trust for her only proper use during her life and shall by them be applied to her use, annually or as fast as any profits may arise (or stock which she may choose under this Will may mature for use) in whatever way may be best calculated to promote her happiness and not exhaust the property more than the common use thereof. (To wit,) my negro girl Sarah and her infant child Lambert, my daughter Frances or Nat, who is now living with my son's boy Braunsford who is yet living and I direct that she have the account

of One Hundred and Two dollars in property and of any property, such as stock, house hold, and kitchen furniture of which I may be possessed to be chosen by her and valued by Maso Fite and Rev. Henry Fite sons of Rev John Fite or in the event of their failure or refusal to serve as valuers, by such men as may be appointed by the County Court to appraise the last portions returned to the said John Fite and seven dollars in interest to be reduced in proportion by an account which may be created by her with me for such articles as I may think proper to let her have during the residue of my life. Fourthly, I give and bequeath to my daughter Mary the my negro girl Cat and her infant child Mellow also my negro girl Mary which she now has in her possession also my negro woman Jimmy and my negro boy Will which I have in my possession. Fifthly, I give and bequeath to my daughter Nancy the my negro girl Leah and her infant child Harriet and my negro boy Gilbert now in her possession also my negro woman Rose and my negro boy Phillis who I have in my possession. Sixthly, I give and bequeath to my son James Allen my negro boy Mills and my negro girl Susan and my negro boy Martin Vair Burns all of which he now has in his possession and that he be entitled to retain in his hands the sum of Seven hundred dollars which I have set out for him as a part of his legacy, together with a tract of land wherever he now lives. I give and bequeath to my son John the my negro boy Archibald, and my

Moses Allen Will

and my negro girl Elizabeth. Also I give and bequeath to my said son John H. Allen, all my tract of land whereon I now live containing by estimation two hundred and one acres in the same more or less. Eighty. I request that all the balance of my property of whatever description be sold and the proceeds thereof together with any amount of money I may have at my death may be equally distributed between my said sons, Mary Watson, Rebecca Evans, Robert H. H., Nancy Clark, and my son James Allen. Lastly, I do hereby nominate and appoint Joseph Clark, and James Allen my Executors to this my last will and testament in writing which I do to this my will set my hand and seal this 15th day of June 1845.

Moses Allen Test

Signed sealed and published in our presence and we have subscribed our names hereto in the presence of the Testator this 15th day of June 1845.

Thomas Sevan

Thomas Bratton

Tennessee

Shiloh County March Term 1846

On motion the last will and testament of Moses Allen died. was presented in open court for probate and was duly proved in open court by the oath of Thomas Sevan and Thomas Bratton subscribing witnesses to the said will and duly sworn before the

Moses Allen's Will

say that they were acquainted with Moses Allen the Testator who died in Shiloh County Tennessee and was also a resident citizen of said County up to his death and that they signed said Will in his presence by his request at his own dwelling house. And that said Will be admitted to record.

I then depose

of Shiloh County

State of Tennessee Shiloh County
To Joseph Clark and James Allen
Citizens of Shiloh County it appearing to the Court that Moses Allen has died in Shiloh County Tennessee leaving a written will in which you are appointed Executors, which has been duly proved in open court and you having given bond and qualified according to law and it having been ordered by the said Court that letters Testamentary issue to you;

These are therefore to empower you the said Joseph Clark and James Allen to enter upon the execution of said Will and to take into your possession all the property and to make to the next Court a proper inventory thereof and make due collection of all debts and after paying all the just demands against the Testator settling up the business according to law you will pay over and deliver the property and effects that may remain in your hands and do all other thing that may be required according to the terms of said Will and the laws of the State. Witness my hand at office the 3rd day of June 1846 year of American Independence the 50th.

It appearing to the County Court now
in session that Benjamin F. Brown has died in
McNally County Tennessee leaving a wife and the Court
being satisfied as to your claim to the Administration
with the will annexed and you having given bond
& qualifications as directed by law & the Court having
ordered that letters of Administration be issued to
you. These are therefore to ~~be~~ ^{is} ~~sent~~ ^{sent} you
and empower you to take into your possession
& control all the goods chattels claims & property
of the said testator and return a true and perfect
Inventory thereof to our next County Court to come
and pay all debts and to do and transact all the duties
in relation to said Estate which lawfully devolve upon you
as administrator and after having settled up the same
the remainder thereof to those whom are entitled.
Attest of said Court at office this 1st day of
August 1860 Benjamin F. Brown deceased

George A. Waller Will

I now being in my proper senses thanks be to God
for the same I make this my last will in testimony
it is my will that my estate should be kept together
during the life time of my beloved wife Martha
Waller for her benefit and her death to be
equally divided between my two children George
H. Waller & Monroe to be to them during
their life time as a joint tenancy with right of survivorship
and at their death to be equally divided between
children. I hereby appoint my son George
Waller Executor to my will, this 25th Jan.
1846 George A. Waller

Witness
Edward B. Scott,
John R. Broadbent
Alexander Asher
Joll Foster
John M. Foster
W. C. Foster

State of Tennessee & Waller County Feb. Term 1847

On motion it appeared to the satisfaction
of the Court that George H. Waller a Resident citizen of
Wall County Tennessee has deposited this will having
a will which was presented in open court for Probate
and was duly proved in open court by the oath of Joll
Foster John M. Foster & W. C. Foster the subscribing witnesses,
unto who being first duly sworn depose and say
that they were acquainted with George H. Waller the testator
and said will in his presence by his request
and in the presence of his friends. Ordered that said will be admitted
to probate
Wm B. Lawrence Clerk
Wall County Court

State of Tennessee Waller County

To George H. Waller a citizen of Virginia
it appearing to the Court Court George H.
Waller has died in Wall County Tennessee
leaving a written will in which you are
appointed Executor, which has been duly proved
in open court & you having given bond and
qualified according to law to perform his and
died by the will of the said George H. Waller
you are therefore to execute
you the said George H. Waller to enter upon
the execution of said will & take into your
possession all the property and to make to
the next Court a perfect inventory thereof and
make due collection of all debts and after
paying all the just demands against the Es-
tate & settling up the business according to
law you will pay over and deliver the property
& effects that may remain in your hands and
do all other things that may be required
according to the provisions of said will & the
Laws of the land. Witness my hand & the
Clerk of the Court the 1st day of Feb. 1847
and 71st year of American Independence
Wm B. Lawrence Clerk
Wall County Court

78. William J. Givani: Will

I William J. Givani make and publish this as my last will and testament hereby revoking and making void all former Wills by me at any time made

1st it is my will that all my just debts be paid out of any money or effects that I may die possessed of, as soon after my death as may be

2nd I will and bequeath to my wife Sarah E. Givani one third of all my real Estate that is I will and bequeath to her the use and free enjoyment of said one third during her Natural life

3rd It is further my will and desire that one fourth of all the personal property that I may die possessed of, after paying all just debts go to my said wife absolutely.

4th I will and bequeath that my aunt Polly Johnson be supported and maintained out of the residue of my estate during her natural life

5th All the balance of my estate both real and personal including the 1/8, heretofore given to my wife for life the use of, it is my will that the same be equally divided between my two children to wit Nancy E. & George Givani and if either of them die before they are 21 years old, the other is to have the whole of said estate

Thus Given to them

6th It is further my will and desire that if my said executors hereafter appointed cannot agree with my said wife as to the 1/4 of my personal estate heretofore bequeathed to her, the whole of said personal property to be sold & the one half of the proceeds to be paid to my said wife

7th It is further my will that my said wife for the consideration that she raise support and educate my said two children here tofore named untill they become 21 years old she is to have the free use and Control of the whole of my real estate untill the youngest child becomes 21 years old or untill she marries her second husband, and then the whole of said real estate whosoever she same may be that I die seized and possessed of be equally divided between them, and said one third heretofore given to my said wife for life is not to be divided during her natural life. Lastly I appoint my trusty friends Thomas Givani Hanson M. Knier & Joseph Clark & my wife executors & executrix to this my last will and Testament, this the 7th day of october

1847.
J. B. Rodgers,
W. W. Wade

Wm. J. Givani

State of Tennessee DeKalb County

May Term 1848

On Motion the last will and Testament of William J. Givens Decedent was presented in open Court for probate and was duly proven in open Court by the oath of Willis H. Wade one of the subscribing witnesses to the within will who being first duly sworn depose and say that he read the within will of Wm. J. Givens the Testator and that he saw him sign the name to said will in the City of Nashville Davidson County Tennessee at the City Hotel on the day it bears date ordered by Court that said Will be admitted to record this 1st day of May 1848.

A True Copy.

W. J. Salubell Clerk
of DeKalb County Court

State of Tennessee DeKalb County

To Joseph Clark of DeKalb County

It appearing to the Court that William J. Givens has died leaving a written will in which you are appointed Executor, which has been duly proven in open Court, and you having given bond and qualified according to law, and it having been ordered by the said Court that letters testamentary issue to you

These are therefore to empower you the said Joseph Clark to enter upon the execution of said will and take in to your hands the property and to make it

County perfect inventory thereof

and make due collections of all debts and

after paying all the just demands against the testator and settling up the business according to said will pay over and deliver the property and effects that may remain in your hands and do all other things that may be required according to the provision of said will and the laws of the land

Witness my hand and seal of the County of DeKalb this 1st day of May 1848
and the year of American Independence

W. J. Salubell Clerk
of DeKalb County Court

Last Will & Testament of Thomas West

Whereas I Thomas West of the State of Tennessee De Kalb County being old and knowing that it is appointed for all men to die but being of sound mind do make this my last will and testament in the words and figures following, I revoke and annul all others by me made in the Name of God Amen

Item 1st I Will and bequeath to my Son John F. West, one hundred acres of land, of beginning on the South Side of the first purchase that I made of Thomas Chickman, Beginning on a bush the South east corner of said tract running North Sixty Seven and one half pole, to a stake thence West to the west boundary line,

Item 2nd I will and bequeath to my beloved wife Talitha West all the balance of my land during his natural lifetime with all the balance of my Estate both perishable and personal also all my Negroes viz, Patience and her children and all his increase Almy and her increase and Martin, and at his death I will the hole of my land to my beloved Son Thomas W. West that I left to my wife Talitha West,

Item 3rd I Will after the death of my wife to Elizabeth C. Garrison and all his increase during

his natural life and at his death to her four Daughters viz, Mary Garrison Talitha Garrison, Elizabeth Jane Garrison, Martha Delitha Garrison,

Item the 4th I will and bequeath to my beloved Daughter Nancy H. Fite ten dollars as she has had a Negro woman named Leticia a fifty dollars in cash and one hundred and equal with the rest of my Daughters

Item, 5th I Will and bequeath to my Beloved daughter Martha D. West after the Death of my wife one Negro Boy, Martin and one ne girl Emeline one Cherry Beaureau one Bed and furniture

Item 6th I will and bequeath to my beloved Daughter Talitha M. Williams after the Death of my wife one Negro woman Patience and one Negro boy Peter,

Item 7th I Will and bequeath to my beloved Son Matthias S. West, Twenty five Dollars as he has had an Equal share heretofore,

Item, 8th I will and bequeath to my beloved Son Joel A. West Twenty five dollars as he has had an Equal share heretofore

Item 9th I Will and bequeath after the death of my wife all the Real and personal property to

Equally divided amongst my four

Daughters Viz, Elizabeth W. Garrison
Nancy H. Fite, Martha D. West, and
Salutha M. Williams.

Item 10th I Will that Thomas W.
West My Executor to this my last
will and Testament that I this
day sign this 28th day of April
1848 West (will)

Attest Andrew Dickette
John W. Allen
Joshua W. Proctor
Leonard Fite

State of Tennessee De Kalb County
On Motion the last will and Testament
of Thomas West Decedent, was this day
presented in open Court and was duly
proven in open Court by the oath
of Andrew Dickette & Leonard Fite
two of the subscribing witnesses to
said Will who being first duly sworn
depose and say that they were acquainted
with Thomas West the Testator who
died in De Kalb County Tennessee
and was also a resident citizen of
said County up to his death and
that he signed said will in their
presence, ordered that said Will be
admitted to record with my hand as
officer in said County this 10th day
of August 1848. W. J. Feltus Clerk
of De Kalb County

Jonathan Griffith Will

In the name of God Amen
I Jonathan Griffith being of sound
mind and memory thankful to almighty
God, and knowing the uncertainty of
all Earthly things do make and publish
this my last Will and Testament in
Manner and form following.
First I give and bequeath to my beloved
wife Elizabeth Griffith
all that portion of my Land lying on
the South Side of the Branch that
runs across the Land between
Moses Griffith and my self there
beginning up the branch by my house
3 poles North of my Spring and
Spring house thence 20 poles west to
then 30 poles South thence west to
Williams Runners line and so with
my line to the beginning
also my Black man George and
servants Fure also good Lucy and two
farm horses such as he will select
by head of cattle ten head of Sheep
half of my Stock of hogs such
Stock to be by his select, such of
my farming tools and instruments of
husbandry as she may need and
will select all of my house hold
and kitchen furniture except
such as I shall give to my son
William and grandchild

Nancy Hodge - also all the grain
and provisions there on the farm for
her and the family, with her
which will properly & handsomely
her during her lifetime or widowhood.

4th I give to my son William the
hallance of my land not willed to his
mother and after the death or marriage
of his mother I give to my son
William my entire tract of land
wherein we live. I also give to said
son William one head and furniture
+ stock Cows and calf 5 head of sheep
Ballance of the stock hogs not
willed to his mother

5th I give and bequeath to my Grandaug
Nancy Hays one head, stock and
furniture one horse, bridle and saddle
worth one hundred dollars, one hundred
dollars in money

6th I give and bequeath to my daughter
Elizabeth Adams two hundred dollars in
money

7th I give to my daughter Nancy Hays
a Negro girl Lucy at the death or
marriage of her mother

At the death or marriage of my beloved
wife Elizabeth Griffith it is my
will that my two Negro George & Jane
be sold at 12 months credit also all
the other estate so willed to my beloved
be sold in like manner and

The proceeds proper to be sold after

my death at twelve months credit
and the proceeds with the debts due
after paying my just debts if any
first be paid out to the willed
legacies and the balance to be divided
equally between my sons Moses Griffith
John Griffith, Eben Griffith, Amos
Griffith and Peyton Griffith and
my daughters Elizabeth Adams and
the children of my deceased Daugh-
ter Edy George, Robert M.
Talitha, Andrew Jackson & Sampson
George as one share

those of my children not provided
for in the distribution of my Estate
I have heretofore provided for them an
equitable proportion

Having thus disposed of my earthly
goods I now commend my soul to
god who gave it And do hereby
appoint my son Moses Griffith
Executor to this my last will and
testaments signed and acknowledged
in the presence of, Jonathan Griffith
Thomas D. Price
Jacob Tate

State of Tennessee to all Whom it
may concern

On Motion a paper purporting to be
the last will and testaments of
Jonathan Griffith deceased

presented in open Court for probate
and was duly proven in open Court by
the oaths of Thomas D. Poise and Jacob
Fite subscribing Witnesses to said Will
who being duly sworn, depose and say
that they were acquainted with Johnathan
Griffith the Testator who died in
DeKalb County Tennessee and was also
a resident citizen of said County up
to his death and that they signed said
Will in his presence by his request and
that he was in his right mind.

ordered, that said Will be admitted to
Record, the 6th November 1848

Testa True Copy

J. J. Schell Clerk
of DeKalb County Tenn.

Philip Haas will.

I Philip Haas do make and publish this as
my last will and testament hereby
revoking and making void all other wills
by me at any time made
first, I direct that my funeral expenses be
and all my debts be paid as soon after my
death as possible out of any money that
I may die possessed of or that may first
come into the hands of my executor
secondly I give and bequeath to my wife
Nancy, all my real and personal estate
and money on hand, and lastly I do
hereby nominate and appoint S. G. Davis
my executor in and to whom of I do to this
my will set my hand and seal this
July the 23rd 1847. Philip Haas (and)
signed sealed and published in our presence
and we have subscribed our names thereto
in the presence of the testator this the 23rd
day of July 1847.

Attest William G. Thruent,
H. P. Kemp.

State of Tennessee DeKalb County
On motion a paper reciting purporting to
be the last will and testament of Philip
Haas deceased duly a resident citizen of
DeKalb County Tennessee which will or
paper reciting was presented in open Court
for probate and was duly proven in
open Court by the oaths of William G.
Thruent and Henderson P. Kemp.

Subscribing witnesses to said will, or paper
 something who being first duly sworn in
 open Court depose and say that they were acquaint-
 ed with Philip Haas, the testator who
 died in DeKalb County, Tennessee, and that
 the said Philip Haas was a resident citizen
 of DeKalb County at the time of his death
 and that they signed said will or paper
 something as witnesses in his presence by his
 request and that he acknowledged the
 same in their presence to be his last will and
 order at his own dwelling house and that
 he was in his full mind and capable of
 making this his last will and testament
 ordered by the Court that said will be
 recorded test a true copy,

W. J. Selous Clerk
 of DeKalb County Court

William Williams will,

State of Tennessee DeKalb County

In the name of God Amen

I, William Williams, being weak in body but of
 sound and perfect mind and memory do make
 and publish this my last will and testament
 in manner and forme following to wit,

Item first

It is my will and desire that all my just
 debts be paid, — I do will and bequeath to
 my beloved wife Rachel Williams a general
 support from my home plantation where
 I now live and that she have the use of
 my dwelling house, barn, and stable and
 other out houses for her benefit during her
 natural life; also it is my will and desire
 that my wife have the Benefit and
 Labour of my black man Carry and also
 the benefit and labour of my black
 woman Fanny during her natural
 life and at the death of my wife the
 plantation and negro slave named
 to be equally divided among my sons and
 daughters also it is my will and desire
 that my beloved wife have two head
 of horses to carry one horse off of Opair
 and East also three head of hogs also
 twelve head of stock hogs for next
 years provisions also two head of
 with two feather heads and a pair of
 also I wish my wife to have two
 ploughs and two colts and a pair of

92
William Williams, Continued.

Two pairs of Charcoal Traces, also it is my will and desire that my wife have a sufficient support for this present year out of the crop on hand at this time including corn fodder bacon &c. Also I wish her to have a sufficient quantity of wheat at next harvest to sustain her family and also I will to my Beloved wife all my personal stock of guse also I give my beloved wife five of my breeding sheep. Say Cows, also I give to my beloved wife my Cupboards and Cupboard furniture also my bureau also kitchen furniture, such as pots ovens Kettles and Skillets sufficient to do her cooking and washing - also one loom and gear also I give my wife two cotton cards - also it is my will and desire that my wife have salt, sugar, and coffee, to do her and family this present year, and at or after the death of my beloved wife Rachel Williams it is my will and desire that all I have herein bequeathed to my said wife be equally divided amongst my sons and daughters after my wife lawfully been supported as before named;
Item the 3rd

I will and bequeath to my beloved daughter Elizabeth one black woman

93
William Williams Will Continued,

named Bilet with her increase, during life unto the said Elizabeth her heirs, and assigns forever.
Item the 4th

I will and bequeath to my beloved daughter Rebecca my black woman named Rose, with all her increase unto the said Rebecca her heirs and assigns forever,
Item the 5th

I will and bequeath unto my beloved daughter Nancy my black woman Miller, with all her increase unto the said Nancy her heirs and assigns forever,
Item the 6th

I will and bequeath unto my beloved daughter Parale my black girl named Amanda with all her increase unto the said Parale her heirs and assigns forever, also one ^{brist} horse, bridle and saddle one lead, ^{bridle} and furniture
Item the 7th

I will and bequeath to my beloved son Leroy one leadstead, lead and furniture,
Item the 8th

I will and bequeath to my beloved son Virson one leadstead lead and furniture,
Item the 9th, I will and bequeath to my beloved son James Monroe one horse bridle and saddle also one leadstead and furniture,

94. William Williams will Continued;

Item the 10th I will and bequeath to my beloved sons and daughters, Marietta, to wit, Matthew John W. Gray, Thomas Jefferson, Vinson and James Monroe, Williams, the following named black boys, to wit, the first named Sam, Wesson, Joan, Alfred, Henry, Mias, Nelson, and Joseph, all black boys, now it is my will and desire that my sons and my daughters above named draw for the above named black boys, putting Mias and Joseph together making seven to be one lot for my daughter Marietta and one lot for each of my sons above named to be drawn for by the above named sons and daughters, and then valued by disinterested men and those which have drawn the most valuable to pay over to those that have drawn a lot or one of less value until all are made equal, in value (Explanation) It is my will and desire that all the negro named in this will first and last Except, those given to my wife, be valued by disinterested men, and that my Gray Tract of land be sold in twelve months credit and the money applied to making up to those which have drawn negroes of less value (Explanation) It is my will

95. William Williams will Continued

and wish that the four first named negroes named given to four of my daughters be valued only, as aforesaid and not drawn for.

Item 11th.

It is my will and wish that a portion of the Tract of land on which I live be sold in twelve months credit say the portion where Washington Bank now live. Thinning haunts with the old line on the west end on the east running to the top of the ridge including said Bank Improvements

Item 12th I will and bequeath unto the heirs of my Daughter Temperance to wit, Parale - William and Samuel to wit the sum of five hundred dollars, say to Parale & Williams, two hundred and fifty dollars, and to Temperance two hundred and fifty dollars, to them their heirs and assigns forever (Explanation) My son James Monroe has a coat which I gave him, the coat unattended never if said coat should die from being attended it is my will that the said James Monroe should be made whole for the loss of said coat

Item 13th - It is my will and wish that all my stock of horses, cattle, sheep, hogs, with all my farming utensils from wheat sows and

William Williams will (continued)

And all Kitchen, and household
furniture not recited or given to my
beloved wife or otherwise disposed of
in this will be sold on twelve months
credit and the proceeds thereof
to go to making my children equal
in labor or as near so as may be
weight.

I Item the 14th I will and bequeath
to my grand daughter Temperance
one horse saddle and bridle for her
hering and assigns forever provided
nevertheless if it can be done without
interfering with the provisions heretofore
made in making my own children
equal in the division of the negroes.

I Item the 15th it is my will and desire
that my two oldest sons Matthew and
John Williams be the executors of
this my last will and testament
and that they execute the same
according to the provision thereof
signed and sealed in the presence
of the subscribing witnesses this

9th day of January 1850

Test

William Williams

John W. Williams,
Loray Williams,
J. J. Williams,

William Williams will (continued)

State of Tennessee DeKalb County

Commotion a paper writing
purporting to be the last will and testament
of William Williams deceased, late a resident
citizen of DeKalb County Tennessee, which
will or paper writing was presented in
open court by Thomas Durham seated up,
which will or paper writing was broken
open in open court by the said Thomas
Durham said will or paper writing
was then presented in open court for
perusal, and was duly proven in open
court by, the oaths of John W. Williams
and J. J. Williams two of the subscribing
witnesses to said will or paper writing
who being first duly sworn in open
court depose and say that they were
acquainted with William Williams the
testator who died in DeKalb County Ten-
nessee and that the said William Williams
was a resident citizen of said County
at the time of his death and that they
signed said will or paper writing as such
witnesses in his presence and by his request
and that he acknowledged the same in
their presence to be his last will and
desire, at his own dwelling house and
that he was in his right mind and
capable of making this his last will
and Testament,
when it was first ordered by the

William Williams will Continued

Court that Thomas Durham being sworn whereupon the said Thomas Durham being duly sworn in open court deposed and say that he was acquainted with Williams the testator and that he wrote the will or paper writing of the said William Williams at his request at his own dwelling house in the county of DeKalb and by the said William Williams request and that he saw him sign said will or paper writing and at the same time he spoke and said to his family that said will or paper writing was his will and request and that he the said testator requested John W. Williams and J. F. Williams to sign their names to said will or paper writing as witnesses which they did in my presence and that he was in his right mind at the time of making and signing said will or paper writing and that he requested me to take said will or paper writing in to my possession which I did and it is the same that I have here presented in open court, whereupon it was ordered by the court that said will or paper writing be recorded

William Williams will Continued

When an motion Matthew Williams and John W. Williams the executors named in said will or paper writing of the said William Williams deceased came into open court and were duly qualified in open court as such executors by taking the oath as the law directs and entering in to bond together with William B. Stokes John Robinson and Edward Roan on their securities approved by the court in the penal sum of fifteen thousand Dollars conditions as the law directs which bond was duly acknowledged in open court and ordered to be filed and that letters testamentary issue to them the said executors, Let a true copy W. F. DeKalb of DeKalb County clerk

State of Georgia DeKalb County
To Matthew Williams and J. W. Williams of DeKalb County, It appearing to the court that William Williams has died leaving a written will in which you are appointed executors which has been duly proved in open court and you having given bond and qualified according to law and it having been ordered by the said court that letters testamentary issue to you these are therefore to empower you the said Matthew Williams & John W. Williams to enter upon the execution

William Williams will Continued

Court That Thomas Durhain be sworn
 whereupon the said Thomas Durhain
 being duly sworn in open Court depose
 and say that he was acquainted with
 Williams the testator and that he
 wrote the will or paper writing
 of the said William Williams at
 his request at his own dwelling
 house in the County of DeKalb
 and by the said William Williams
 request and that he saw him
 sign said will or paper writing
 and at the same time he spoke
 and said to his family that said
 will or paper writing was his will
 and request and that he the said
 Testator requested John W Williams
 and J. J. Williams to sign their names
 to said will or paper writing as
 witnesses which they did in my
 presence and that he was in his right
 mind at the time of making and
 signing said will or paper writing
 and that he requested me to take
 said will or paper writing in to
 my possession which I did and it
 is the same that I have here
 presented in open court, whereupon
 it was ordered by the Court that said
 will or paper writing be recorded

William Williams will Continued

When on motion Matthew Williams and John
 W Williams the executors named in said will
 or paper writing of the said William Williams
 deceased came into open court and were
 duly qualified in open court as such execu-
 rs by taking the oath as the law directs
 and entering in to bond together with
 William B. Stokes John Robinson and
 Edward Robinson their securities approved
 by the Court in the penal sum of
 fifteen thousand Dollars conditions
 as the law directs which bond was
 duly acknowledged in open court and
 ordered to be filed and that letters
 testamentary Issue to them the said
 executors, Let a true copy W. J. Sobell
 of DeKalb County Clerk

State of Georgia DeKalb County
 To Matthew Williams and J. W. Williams
 of DeKalb County, It appearing to the Court
 that William Williams has died leaving a
 written will in which you are appointed
 executors which has been duly proven in
 open Court and you having given bond
 and qualified according to law and
 it having been ordered by the said Court
 that letters testamentary Issue to you
 there are therefore to empower you
 the said Matthew Williams & John W
 Williams to enter upon the execution

William Williams Will Continued

of said will and take into your possession all the property and to make to the next Court a perfect Inventory thereof and make due collection of all debts and after paying all just demands against the testator and settling up the business according to law and pay over and deliver the property and effects that may remain in your hands and do all other things that may be required according to the provisions of said will and the laws of the land siting W. J. Isbell Clerk of office the 4th day of March 1850 and the year of American Independence the 73rd year W. J. Isbell Clerk of Delaware County

Benjamin Driver will

I Benjamin Driver being of sound and perfect mind and memory do make and publish this my last will and testament in manner and form following first I give to my son L. B. Driver that portion of my land that will include the house where he now lives, 2nd I give to my son Thomas D. Driver that portion of my land that will include the house where he now lives

3rd I give my son Benjamin Driver that portion of my land that will include the house where Sally McCook now lives 4th I give to my son John D. Driver that portion of my land that will include the house where he now lives I do also give and bequeath unto my grand daughter Abeline Parkerson one hundred dollars out of the proceeds of my personal estate I also give and bequeath to the same Abeline Parkerson one feather bed and clothing such as I have and all my cloaths furniture I further wish that in case my land can not be so divided as to make all of my sons equal that they shall all be made equal out of my personal estate if there be so much if not I wish it to be made up out of the land among them selves, I also wish all the residue of my personal estate to be sold